

# Senate File 2279 - Introduced

SENATE FILE \_\_\_\_\_  
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SF 2080)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act establishing health, nutrition, and cardiopulmonary  
2 resuscitation certification requirements for students, school  
3 districts, and accredited nonpublic schools.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 5434SV 82  
6 kh/nh/5

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1 1 Section 1. SHORT TITLE. This Act shall be known and may  
1 2 be cited as the "Healthy Kids Act".  
1 3 Sec. 2. Section 256.7, Code Supplement 2007, is amended by  
1 4 adding the following new subsection:  
1 5 NEW SUBSECTION. 29. Adopt rules establishing nutritional  
1 6 content standards for foods and beverages sold or provided on  
1 7 the school grounds of any school district or accredited  
1 8 nonpublic school during the school day exclusive of the food  
1 9 provided by any federal school food program or pursuant to an  
1 10 agreement with any agency of the federal government in  
1 11 accordance with the provisions of chapter 283A. The standards  
1 12 shall be consistent with the dietary guidelines for Americans  
1 13 issued by the United States department of agriculture food and  
1 14 nutrition service.  
1 15 Sec. 3. Section 256.9, Code Supplement 2007, is amended by  
1 16 adding the following new subsections:  
1 17 NEW SUBSECTION. 57. Convene, in collaboration with the  
1 18 department of public health, a nutrition advisory panel to  
1 19 review research in pediatric nutrition conducted in compliance  
1 20 with accepted scientific methods by recognized professional  
1 21 organizations and agencies including but not limited to the  
1 22 institute of medicine. The advisory panel shall submit its  
1 23 findings and recommendations, which shall be consistent with  
1 24 the dietary guidelines for Americans published jointly by the  
1 25 federal department of health and human services and department  
1 26 of agriculture if in the judgment of the advisory panel the  
1 27 guidelines are supported by the research findings, in a report  
1 28 to the state board. The advisory panel may submit to the  
1 29 state board recommendations on standards related to federal  
1 30 school food programs if the recommendations are intended to  
1 31 exceed the existing federal guidelines. The state board shall  
1 32 consider the advisory panel report when establishing or  
1 33 amending the nutritional content standards required pursuant  
1 34 to section 256.7, subsection 29. The director shall convene  
1 35 the advisory panel by July 1, 2008, and every five years  
2 1 thereafter to review the report and make recommendations for  
2 2 changes as appropriate. The advisory panel shall include but  
2 3 is not limited to at least one Iowa state university extension  
2 4 nutrition and health field specialist and at least one  
2 5 representative from each of the following:  
2 6 a. The Iowa dietetic association.  
2 7 b. The school nutrition association of Iowa.  
2 8 c. The Iowa association of school boards.  
2 9 d. The school administrators of Iowa.  
2 10 e. The Iowa chapter of the American academy of pediatrics.  
2 11 f. A school association representing parents.  
2 12 g. The Iowa grocery industry association.  
2 13 h. An accredited nonpublic school.  
2 14 i. The Iowa state education association.  
2 15 NEW SUBSECTION. 58. Monitor school districts and  
2 16 accredited nonpublic schools for compliance with the  
2 17 nutritional content standards for foods and beverages adopted

2 18 by the state board in accordance with section 256.7,  
2 19 subsection 29. School districts and accredited nonpublic  
2 20 schools shall annually make the standards available to  
2 21 students, parents, and the local community. A school district  
2 22 or accredited nonpublic school found to be in noncompliance  
2 23 with the nutritional content standards by the director shall  
2 24 submit a corrective action plan to the director for approval  
2 25 which sets forth the steps to be taken to ensure full  
2 26 compliance.

2 27 Sec. 4. Section 256.11, subsection 6, Code Supplement  
2 28 2007, is amended to read as follows:

2 29 6. a. A pupil is not required to enroll in either  
2 30 physical education or health courses, or meet the requirements  
2 31 of paragraph "b" or "c", if the pupil's parent or guardian  
2 32 files a written statement with the school principal that the  
2 33 course or activity conflicts with the pupil's religious  
2 34 belief.

2 35 b. Every student physically able shall be required to  
3 1 engage in a physical activity for a minimum of thirty minutes  
3 2 per school day. The department shall collaborate with  
3 3 stakeholders on the development of daily physical activity  
3 4 requirements and the development of models that describe ways  
3 5 in which school districts and schools may incorporate the  
3 6 physical activity requirement of this paragraph into the  
3 7 educational program.

3 8 c. Every student by the end of grade twelve shall  
3 9 successfully complete a certification course for  
3 10 cardiopulmonary resuscitation. The administrator of a school  
3 11 may waive this requirement if the student is not physically  
3 12 able to successfully complete the training.

3 13 Sec. 5. Section 273.2, Code 2007, is amended by adding the  
3 14 following new subsection:

3 15 NEW SUBSECTION. 7. The board of an area education agency  
3 16 or a consortium of two or more area education agencies shall  
3 17 contract with one or more licensed dietitians for the support  
3 18 of nutritional provisions in individual education plans  
3 19 developed in accordance with chapter 256B and to provide  
3 20 information to support school nutrition coordinators.

#### 3 21 EXPLANATION

3 22 This bill creates what may be known and cited as the  
3 23 "Healthy Kids Act". The bill directs the state board of  
3 24 education and the director of the department of education to  
3 25 take actions to establish, monitor, and ensure compliance with  
3 26 nutritional content standards for foods and beverages sold or  
3 27 provided on the school grounds during the school day in school  
3 28 districts and accredited nonpublic schools. The bill also  
3 29 requires every physically able student to engage in 30 minutes  
3 30 of physical activity per school day and to complete a  
3 31 certification course for cardiopulmonary resuscitation prior  
3 32 to graduating.

3 33 The bill requires the state board to adopt rules  
3 34 establishing the standards for foods and beverages exclusive  
3 35 of the food provided by any federal school food program or  
4 1 under an agreement with a federal agency. The standards must  
4 2 be consistent with the dietary guidelines for Americans issued  
4 3 by the United States department of agriculture.

4 4 The director of the department is charged with convening,  
4 5 in collaboration with the department of public health, a  
4 6 nutrition advisory panel to review scientifically conducted  
4 7 research in pediatric nutrition. The advisory panel, which is  
4 8 to convene by July 1, 2008, and every five years thereafter,  
4 9 shall submit its findings and recommendations in a report to  
4 10 the state board, which shall consider the report when  
4 11 establishing or amending the nutritional content standards.

4 12 If the director finds that a school district or school is  
4 13 noncompliant with the standards, the school district or school  
4 14 must submit a corrective action plan to the director. School  
4 15 districts and accredited nonpublic schools are required to  
4 16 annually make the standards available to students, parents,  
4 17 and the local community.

4 18 The bill amends the educational standards to require every  
4 19 student who is physically able to engage in physical activity  
4 20 for a minimum of 30 minutes per school day unless the  
4 21 student's parent or guardian files for a religious exemption.  
4 22 The department must collaborate with stakeholders when  
4 23 developing models that describe ways schools may incorporate  
4 24 the physical activity requirement into the educational  
4 25 program. Every student physically able is also required to  
4 26 successfully complete a certification course for  
4 27 cardiopulmonary resuscitation.

4 28 The bill also requires the board of an area education

4 29 agency or a consortium of area education agencies to contract  
4 30 with one or more licensed dietitians for the support of  
4 31 nutritional provisions in individual education plans developed  
4 32 for children requiring special education and to provide  
4 33 information to support school nutrition coordinators.  
4 34 LSB 5434SV 82  
4 35 kh/nh/5